

CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: May 4, 2009 Name: C. Noel Kaman, Reg. No. 51,857 Signature: /C. Noel Kaman/

**BRINKS
HOFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Brovelli, et al.

Appln. No.: 10/774,092

Filed: February 2, 2004

For: **METHOD OF AUGMENTING THE
IMMUNE-MODULATORY ACTIVITY
OF STANDARDIZED ECHINACEA
PREPARATIONS**

Examiner: Patricia A. Leith

Art Unit: 1655

Confirmation No.: 7125

Attorney Docket No: 3086/1734 (AM1150)

Mail Stop RCE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

☒ Transmittal Letter (1p); Request for Continued Examination (37 C.F.R. Section 1.114) (2pp); and Amendment, Response and Request for Continued Examination (14pp).

☐ Return Receipt Postcard.

Fee calculation:

☐ No additional fee is required.

☐ Small Entity.

☐ An extension fee in an amount of \$____ for a ____-month extension of time under 37 C.F.R. § 1.136(a).

☐ A petition or processing fee in an amount of \$810 under 37 C.F.R. § 1.17(e).

☒ An additional filing fee has been calculated as shown below:

				Small Entity		Not a Small Entity	
	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or Rate	Add'l Fee
Total	Minus			x \$25=		x \$50=	
Indep.	Minus			X100=		x \$200=	
First Presentation of Multiple Dep. Claim				+ \$180=		+ \$360=	
				Total	\$	Total	\$

Fee payment:

☐ A check in the amount of \$____ is enclosed.

☒ Please charge Deposit Account No. 23-1925 in the amount of \$810. A copy of this Transmittal is enclosed for this purpose.

☐ Payment by credit card in the amount of \$____ (Form PTO-2038 is attached).

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

May 4, 2009
Date

/C. Noel Kaman/
C. Noel Kaman (Reg. No. 51,857)

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NBC Tower – Suite 3600, 455 N. Cityfront Plaza Drive, Chicago, IL 60611-5599